



DEPARTMENT OF THE ARMY
HEADQUARTERS, EIGHTH UNITED STATES ARMY
UNIT #15236
APO AP 96205-0009

REPLY TO
ATTENTION OF:

EACG

10 October 2007

MEMORANDUM FOR All Eighth United States Army Assigned Soldiers and Civilians

SUBJECT: Eighth United States Army Command Policy #14 – Limitation on Exercise of Authority

1. REFERENCE. Manual for Courts-Martial, United States, 2005 Edition.
2. PURPOSE. To ensure those cases involving officers and sergeants major assigned or attached to the general court-martial jurisdiction of the Commanding General, Eighth United States Army, are disposed of at my level.
3. BACKGROUND. Rule for Courts-Martial 306(a) permits superior commanders to withhold from subordinate commanders the authority to determine final disposition of offenses in individual cases, types of cases, or generally.
4. DISCUSSION.
 - a. Authority to make final disposition of cases of misconduct committed by officers and sergeants major assigned or attached to the area general court-martial jurisdiction of the Commanding General, Eighth United States Army, is withheld from all subordinate commanders. This reservation includes the authority to issue reprimands, administer non-judicial punishment under Article 15, Uniform Code of Military Justice, and convene courts-martial.
 - b. Pursuant to this reservation of authority, I direct my subordinate commanders, when misconduct by any officer or sergeant major is alleged, to ensure that a thorough investigation is completed and documented, and the case forwarded through the Staff Judge Advocate, Eighth United States Army, to me. The chain of command will make recommendations as to final disposition. Once a case is submitted, I will make the final determination the final determination whether I will handle it personally or whether I will release jurisdiction to a subordinate commander.
 - c. This policy does not withhold authority to prefer charges in accordance with Rule for Courts-Martial 307.
 - d. This policy applies to actions currently under investigation, pending, or contemplated. It will remain in effect until formally rescinded.

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5. PROPONENT. The Eighth United States Army Staff Judge Advocate is the proponent for this policy. The POC can be contacted at commercial 011-822-7918-6856 or DSN 315-738-6856.

A handwritten signature in black ink, appearing to read 'D. Valcourt', with a long horizontal stroke extending to the right.

DAVID P. VALCOURT
Lieutenant General, USA
Commanding